

**WEST VALLEY CITY, UTAH**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A RIGHT OF WAY AGREEMENT WITH SUBURBAN LAND RESERVE, INC., A UTAH CORPORATION, FOR PROPERTY LOCATED AT 5139 WEST 2400 SOUTH AND TO ACCEPT A SPECIAL WARRANTY DEED, STORM DRAINAGE EASEMENT AND TWO GRANTS OF TEMPORARY EASEMENTS.**

**WHEREAS**, Suburban Land Reserve, Inc., a Utah Corporation, (herein “SLR”), owns property located at approximately 5139 West 2400 South, in West Valley City (herein the “Property”); and

**WHEREAS**, the Property is affected by the construction of the 2400 South 4800 West Roadway Extension Project; and

**WHEREAS**, the City desires to purchase a right-of-way on the Property to facilitate construction of the Project; and

**WHEREAS**, SLR has agreed to convey said right-of-way to the City; and

**WHEREAS**, an agreement has been prepared for execution by and between SLR and West Valley City, a copy of which is attached hereto and entitled “West Valley City Right-of-Way Agreement” (herein the “Agreement”), which sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

**WHEREAS**, SLR has executed a Special Warranty Deed conveying said right-of-way to the City, as well as a Storm Drain Easement and two Grants of Temporary Easements; and

**WHEREAS**, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the Agreement, and to accept said Special Warranty Deed, Storm Drain Easement and two Grants of Temporary Easements;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of West Valley City, Utah, as follows:

1. That the “West Valley City Right-of-Way Agreement” is hereby approved in substantially the form attached, and the Mayor is hereby authorized to execute said Agreement for and on behalf of West Valley City, subject to approval of the final form of the Agreement by the City Manager and the City Attorney’s Office.

2. The Mayor is hereby authorized to accept a Special Warranty Deed conveying the right-of-way to the City, as well as a Storm Drainage Easement and two Grants of Temporary Easements from SLR.

**PASSED, APPROVED and MADE EFFECTIVE** this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

WEST VALLEY CITY

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY RECORDER